HON'BLE SRI JUSTICE C.Y.SOMAYAJULU

WRIT PETITION No. 21084 of 1997

ORDER:

Heard the learned counsel for the writ petitioners. No representation on behalf of the respondents and no counter is also filed by the respondents.

The grievance of the petitioners is that respondents, without following the due process of law, are trying to demolish their structures in connection with the road widening.

Since the respondents did not file counter, though the writ petition is of the year 1997, the stand of the respondents is not known. If the respondents want to demolish the structures of the petitioners in connection with the road widening, as contended by the writ petitioners, they have to follow the due process of law before taking recourse to the alleged demolition. Even if the petitioners constructed their structures by encroaching into the road also, the respondents have to follow the procedure prescribed by law before resorting to demolition.

Therefore, with a direction to the respondents to take recourse to due process of law before demolishing the structures of the writ petitioners, the writ petition is disposed of. No costs.

C.Y.SOMAYAJULU, J.

21-07-2006

Kvsn